



<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b> (37 CFR 1.63)		Attorney Docket No.		VIGN1350		
		First Named Inventor		David Thomas, t al.		
		COMPLETE IF KNOWN				
		Application Number		Unknown		Copy From Parent
		Filing Date				
Group Art Unit		Unknown				
Examiner Name		Unknown				

☒ Declaration Submitted with Initial Filing
 ☐ Declaration Submitted after Initial Filing

As a below named inventor, I hereby declare that:  
 My residence, post office address, and citizenship are as stated below to my name.  
 I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**METHOD AND SYSTEM FOR OPTIMIZING RESOURCES FOR CACHE MANAGEMENT**

(Title of Invention)

the specification of which was filed on (MM/DD/YYYY)

as United States Application Number or PCT International Application Number

and was amended on (MM/DD/YYYY) (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I hereby state I do not know and do not believe that said invention, design or discovery was ever known or used in the United States of America before my invention or discovery thereof, or patented or described in any printed publication in any country before my invention or discovery thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application; that said invention, design or discovery has not been patented or made the subject of an inventor's certificate issued prior to the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me which is material to the patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below:

Application Number(s)	Filing Date (MM/DD/YYYY)

☐ Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto

**DECLARATION – Utility or Design Patent Application**

I hereby claim the benefit under 35 U.S.C. 120 of any United States Application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.



U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

**POWER OF ATTORNEY**

As a named inventor, I hereby appoint the registered practitioner(s) associated with Customer No. 25094 to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:							
Given Name (first and middle [if any])				Family Name or Surname			
David				Thomas			
Inventor's Signature				Date	12/21/2001		
Residence: City	Austin	State	TX	Country	USA	Citizenship	United States
Residence Address	301 Inwood Road, Austin, Texas 78746						
Post Office Address	Same as above						
Name of Additional Inventor:							
Given Name (first and middle [if any])				Family Name or Surname			
Scott				Wells			
Inventor's Signature				Date	12-21-01		
Residence: City	Austin	State	TX	Country	USA	Citizenship	United States
Residence Address	5017 Scottish Thistle Drive, Austin, Texas 78739						
Post Office Address	Same as above						

Direct all correspondence to Customer No. 25094:

Name	John L. Adair		Gray Cary Ware & Freidenrich LLP				
Address	1221 S. Mopac Expressway, Suite 400						
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**Copy  
From  
Parent****RECORDATION FORM COVER SHEET  
PATENTS ONLY**

Attorney Docket No.: VIGN1350

To the Honorable Commissioner for Patents and Trademarks: Please record the attached original documents or copy thereof.

## 1. Name of Conveying party(ies):

**Scott Wells  
David Thomas**Additional name(s) of conveying party(ies)  
attached?    Yes X No

## 2. Name and address of receiving Party(ies):

Name: **Vignette Corporation  
Two Barton Skyway  
1601 South MoPac Expressway  
Austin, Texas 78746**State of Incorporation: **Delaware**Additional name(s) & address(es) attached?  
       Yes X No

## 3. Nature of conveyance:

- ☒: Assignment                      ☐: Merger  
☐: Security Agreement            ☐: Change of name  
☐: Other:

Execution Date: **12/21/01 and 12/21/01**

Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: **December 28, 2001**

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? Yes : X No5. Name and address of party to whom  
correspondence concerning document should be  
mailed:Name **Customer No. 25094  
Gray Cary Ware & Freidenrich LLP  
1221 So. MoPac Expressway, Ste. 400  
Austin, Texas 78746**6. Total number of Applications and patents  
involved:   1  7. Total fee (37 CFR 3.41)....\$ 40.008. X Enclosed9.        Authorized to charge the recordation fee or any  
underpayment to deposit account No. 50-0456.  
A duplicate copy of this page is attached.**DO NOT USE THIS SPACE**

## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct  
and any attached copy is a true copy of the original document.*  
**John L. Adair****Registration No. 48,828**12/28/01  
DateTotal number of pages including cover sheet, attachments, and document:   3

ASSIGNMENT

This Assignment is made by **David Thomas** of Austin, Texas and **Scott Wells** of Austin, Texas ("Assignors").

WHEREAS, Assignors have invented a new and useful invention entitled **METHOD AND SYSTEM FOR OPTIMIZING RESOURCES FOR CACHE MANAGEMENT**, for which an application for United States Patent is made, said application having been executed on even date herewith; and

WHEREAS, Assignors believe themselves to be the original inventors of the invention, including any and all improvements disclosed in said application ("Invention"); and

WHEREAS, the parties desire to have a recordable instrument assigning the entire right, title and interest in and to said Invention, said application and any patents, invention registrations or other forms of protection ("Patents") that may be granted for said inventions in the United States and throughout the world;

NOW, THEREFORE, in accordance with the obligations to assign the Invention and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignors hereby sell, assign, and transfer to **VIGNETTE CORPORATION**, a Delaware corporation, having a principal business address of Two Barton Skyway, 1601 South MoPac Expressway Austin, TX 78746 (hereinafter referred to as "Assignee"), the entire right, title, and interest in and to said Invention, said application and any Patents that may be granted for said Invention in the United States and throughout the world, including the right to file foreign applications directly in the name of the Assignee and to claim for any such foreign applications any priority rights to which such applications are entitled under international conventions, treaties, or otherwise.

Assignors agree that, upon request and without further compensation, but at no expense to Assignor, he or his legal representatives and assigns will do all lawful acts, including the execution of papers and the giving of testimony, that may be necessary or desirable for obtaining, sustaining, reissuing, or enforcing the Patents in the United States and throughout the world for said Invention, and for perfecting, recording, or maintaining the title of Assignee, its successors and assigns, to said Invention, said application, and any Patents granted for said Invention in the United States and throughout the world.

Assignors represent and warrant that they have not granted and will not grant to others any rights inconsistent with the rights granted herein.

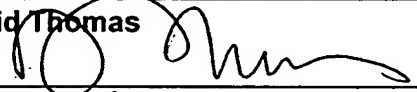
Assignors authorize and request the Assistant Commissioner for Patents of the United States and of all foreign countries to issue any Patents granted for said Invention, whether on said application or on any subsequently filed divisional, continuation, continuation-in-part, reissue or other application, to Assignee, its successors and assigns, as the assignee of the entire interest in said Invention.

IN WITNESS WHEREOF, Assignors have executed this Assignment on the date provided below.

Name of First Inventor:

David Thomas

Signature:



Date:

12/21/2001

Citizenship:

United States

Residence Address:

301 Inwood Road  
Austin, Texas 78746

Name of Second Inventor:

Scott Wells

Signature:



Date:

12-21-01

Citizenship:

United States

Residence Address:

5017 Scottish Thistle Drive  
Austin, Texas 78739